

Judge Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) NO. CR05-0273 RSM
Plaintiff,) ORDER GRANTING
v.) STIPULATION TO CONTINUE TRIAL
TERRY L. EZELL,)
Defendant.)

THE COURT having considered the stipulation of the parties, the records and files herein, including, but not limited to the defendant's agreement to extend the time for trial, and hereby makes the following findings of fact:

1. The Court finds that a failure to grant the continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(8)(B)(ii).

2. The Court further finds that the ends of justice will be served by ordering a continuance in this case and that a continuance is necessary to insure effective trial preparation and that these factors outweigh the bests interests of the public in a more speedy trial within the meaning of 18 U.S.C. § 3161(h)(8)(A).

IT IS THEREFORE ORDERED that the trial date be continued from April 24, 2006, to September 25, 2006.

(PROPOSED) ORDER GRANTING STIPULATED
MOTION TO CONTINUE. TRIAL
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1 IT IS FURTHER ORDERED that the period of time from April 11, 2006, up to
2 and including the new proposed trial date of September 25, 2006, shall be excludable
3 time pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161, *et. seq.*

4 DONE this 13th day of April, 2006.

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9 RICARDO S. MARTINEZ
10 UNITED STATES DISTRICT JUDGE

11 Presented by:

12 s/ C. Andrew Colasurdo
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17 s/ Howard L. Phillips (per telephonic approval)
18 HOWARD L. PHILLIPS
Attorney for Terry L. Ezell

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28 (PROPOSED) ORDER GRANTING STIPULATED.
MOTION TO CONTINUE. TRIAL

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